

REMARKS

This amendment is submitted in order to be responsive to the Examiner's requirement for restriction and for election of species.

In response to the requirement for restriction Applicant provisionally elects to prosecute the claims of Group II.

In response to the requirement for election of species Applicant is adding new elected species claim 35. Antecedent basis for the new elected species may be found in the specification on pages 7 and 8 in Example 4. Claims 33 through 35 are all readable on the elected species.

Applicant traverses the restriction requirement. The amino acid component in the presently claimed invention is a minor component and the major component comprises one or more plant extracts. Therefore such a composition would not normally be used in the therapy for an amino acid deficiency. Thus there is no reason to believe that there is any other significant use for the new compositions other than as an anti-smoking composition. Furthermore the Examiner has provided no evidence that the presently claimed compositions would be useful for any purpose other than as an anti-smoking composition administered to an individual who smokes to aid that individual to quit smoking. Applicant therefore asks that the claims of Group I and Group II be examined in one application.

Atty's 22094

Pat. App. 10/014,935

Further action is awaited.

Respectfully submitted,  
The Firm of Karl F. Ross P.C.



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